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**TIDEWATER**  
**ENVIRONMENTAL SERVICES, INC.**  
1100 SOUTH LITTLE CREEK ROAD  
DOVER, DELAWARE 19901

COASTAL  
ENVIRONMENTAL OFFICE

Certificate of Public Convenience and  
Necessity Application

Sussex County

Marsh Family 2

**TIDEWATER**  
ENVIRONMENTAL SERVICES, INC.  
1100 SOUTH LITTLE CREEK ROAD  
DOVER, DELAWARE 19901

March 29, 2007

Mr. Kevin Neilson  
Public Service Commission  
861 Silver Lake Blvd.  
Suite 100  
Dover, DE 19904

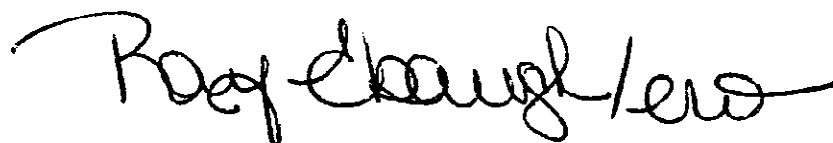
Re: Wastewater CPCN Application – Marsh Family 2

Dear Mr. Neilson;

Enclosed you will find the CPCN application for the following tax parcel,  
234-7.0-127.00 and 234-6.00-82.00 located in Sussex County, Delaware.

One original and ten copies of the application have been included. A check  
payable to the Public Service Commission in the amount of \$300.00 has also been  
included for the application fee. If I can be of further assistance upon your review, please  
do not hesitate to contact me at 302-734-7500 Ext. 1022.

Respectfully,



Ray Ebaugh  
Director Wastewater Planning &  
Development

cc: Mr. Kevin Donnelly, DNREC w/enclosures  
cc: Mr. Mike Izzo, Sussex County

RE/ero

**Section 3.0 Application for a Certificate of Public Convenience and Necessity (CPCN) for Marsh Family 2**

**3.1.1 Statement outlining reasons why a CPCN should be granted for Marsh Family 2.**

Tidewater Environmental Systems Inc. (TESI) is at this time requesting that a CPCN be granted to TESI for Marsh, subdivisions located in Sussex County, Delaware. TESI, a wastewater utility incorporated in Delaware is a wholly owned subsidiary of the Middlesex Water Company, an investor owner utility incorporated in New Jersey. This submittal is made under 26 Delaware Code Section 203D(d)(2).

Over the past months, TESI has been in negotiations with the Owners of Marsh. At this time, having reached agreement with all parties, TESI is prepared to become the wastewater utility for the subdivision. TESI's sister company, Tidewater Utilities, Inc., may be seeking the CPCN for water service. TESI feels that granting of the wastewater CPCN to TESI is in the public interest. At this time Tidewater Environmental Services, Inc. requests an informal fact finding procedure during review of the application.

**3.1.2 Statement identifying any significant elements of the application that represents a departure from prior decisions of the Commission.**

There are no known elements of this application which depart from prior Commission decisions.

**3.1.3 Name, address telephone number and e-mail address of the individual to be notified if Staff determines there are deficiencies in the application.**

The Tidewater Environmental Systems, Inc. (TESI) contact person is:

Ray Ebaugh  
Tidewater Environmental Services, Inc.  
1100 South Little Creek Road  
Dover, DE 19901

Phone number: 302-734-7500 ext 1022

Fax number: 302-734-9295

**3.1.4 Supporting Documentation that all land owners have been notified by certified mail.**

See Exhibit A.

**3.1.5 List of county tax map parcel numbers and the mailing address of the property owners.**

See Exhibit C

**3.1.6 Copies of Tax Map(s) of the proposed service territory clearly marked.**

See Exhibit B.

**3.2.1 A statement of the current status of such application(s)**

DNREC Permit has not been obtained at this time. It will be forwarded to the Commission as soon as it is obtained.

**3.2.2 Copy of all permit(s), order(s), certificate(s) or other document(s) issued by Regulatory body(ies).**

DNREC Permit has not been obtained at this time. It will be forwarded to the Commission as soon as it is obtained as Exhibit D.

**3.3 Information required by the Delaware PSC**

**3.3.1 Legal History of the Applicant**

On file with the Commission.

**3.3.2 Corporate relationship description**

On file with the Commission.

**3.3.3 Maps of Service Territory**

On file with the Commission.

**3.3.4 Applicant Annual Reports**

On file with the Commission.

**3.3.5 Audited Financial Statements**

On file with the Commission.

**3.3.6 Reports or Documents regarding the applicant's failure to comply related to the provision of safe, adequate and reliable wastewater services to its existing customers**

None.

**3.3.7 Evidence of Comprehensive general liability insurance**

On file with the Commission.

**3.4 Documentation that all municipalities, government agencies or wastewater authorities or districts into which the project will extend service into their existing service territory have been informed and approve of the expansion.**

This project will not extend service into existing municipal, government agency or wastewater authorities or district.

**4.0 Additional requirements for a CPCN application filed by a new wastewater utility.**

No additional requests have been received as of the preparation date of this submittal.

**4.1.1 Projected Revenues, Expenses, Capital Costs, Number of Customers and Funding Sources for the project, for a five year period**

Total Project Costs	\$
TESI anticipated Rate Base	\$
DNREC Escrow (ESTIMATED)	\$
Number of Customers	
Funding Source	

See Exhibit E for a five year income statement for the project.

**4.1.2 Applicants Certificate of Incorporation**  
On file with the Commission.

**4.1.3 Details of Plant**

Plant Type	
Plant Capacity	
Plant Cost	\$
Status of Plant Construction	
Plant Construction Schedule	
Number of Customers to be served	

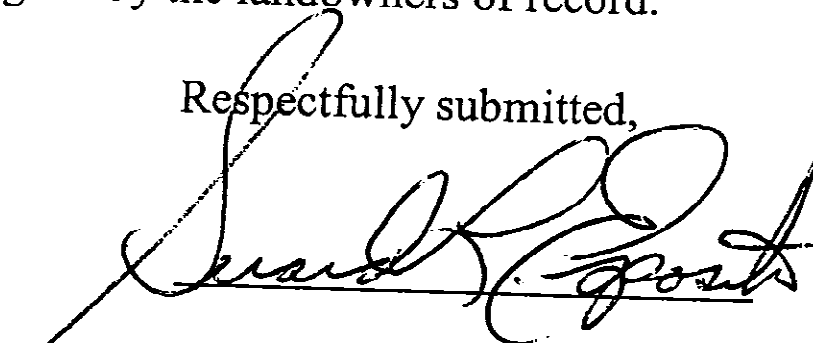
**4.1.4 A map showing the location and size (in acres or square feet) of the proposed territory and the composition, diameter, length and location of the pipes to be installed.**

Pipe Composition	Pipe Diameter	Length in Feet

See Exhibit B for the Tax Map of the proposed service territory.

By submitting this application, Tidewater Environmental Services, Inc. hereby certifies that we have reviewed the appropriate tax or land record documents; and that according to those documents, the landowners identified in the parcel lists are the landowners of record and that the petitions contained in this application have been signed by the landowners of record.

Respectfully submitted,



Gerard L. Esposito  
President

# EXHIBIT A

**PETITION FOR INCLUSION IN TIDEWATER ENVIRONMENTAL SERVICES, INC.  
WASTEWATER SERVICE TERRITORY**

In accordance with 26 Delaware Code 203-D., I/we, the undersigned, as the recorded property owners according to current tax records for the following property/properties, request to be included in the wastewater service territory of Tidewater Environmental Services, Inc. I/We understand that the majority of the property owners must sign this petition in order for Tidewater Environmental Services, Inc to apply for a Certificate of Public Convenience and Necessity (CPCN) in order to provide wastewater service to the following property/properties:

Tax Parcel Number(s) 234-7.00-127.00 and 234-6.00-82.00

Owner's Signature(s) *Jennifer Pukarella* Date: *Dec 26 2008*

\_\_\_\_\_  
Date: \_\_\_\_\_

\_\_\_\_\_  
Date: \_\_\_\_\_

Owner's Name(s): Jennifer Pukarella

\_\_\_\_\_  
\_\_\_\_\_

Title: \_\_\_\_\_

Company: Wardendale Farms Inc

Owner's Address: 821 Savannah Rd

Lewes, De 19958

\_\_\_\_\_

# EXHIBIT B



**TIDEWATER**  
ENVIRONMENTAL SERVICES, INC.  
1100 SOUTH LITTLE CREEK ROAD  
DOVER, DELAWARE 19901

January 30, 2007

**Via Certified Mail: 7005 3110 0000 5447 5541**

Wandendale Farms, Inc.  
c/o: Jennifer Pulcinella  
821 Savannah Road  
Lewes, DE 19958

**Re: CPCN Petition - Tax Map Parcel 234-7.00-127.00 and 234-6.00-82.00**

Dear Ms. Pulcinella:

Tidewater Environmental Services, Inc., (TESI) will be filing for the wastewater CPCN for the above referenced property in the near future. This notice is being sent to you as required by Delaware Public Service Regulations.

"Pursuant to 26 Delaware Code, Section 203(d)(2), an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or about March 2, 2007. Your property has been included within an area TESI intends to serve with public wastewater and we are required to inform you of certain information. If you agree to the inclusion of your property in the proposed service area, no action on your part is required. Inclusion of your property in a CPCN area does not obligate you to connect immediately to our system; however, should your existing system fail and public wastewater services are deemed to be legally and publicly available, you may then be required to connect.

Under Delaware law, the Public Service Commission cannot grant a CPCN to TESI if a majority of the landowners in the proposed wastewater service area object to the issuance of the CPCN. If you object to the issuance of a CPCN for the proposed area that includes your property, you must notify the Commission, in writing, within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.

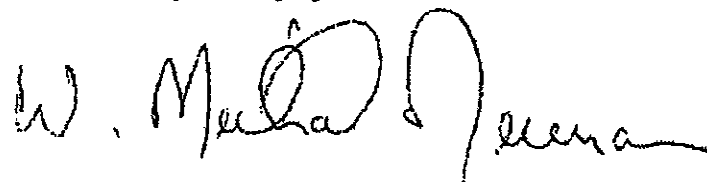
You may also request a public hearing on this matter. The purpose of the public hearing will be to demonstrate why it would not be in the public interest for the Commission to grant TESI a CPCN to provide wastewater services to the proposed area. A request for a public hearing must be made in writing to the Commission within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.

Written notice of your decision to object to the issuance of the CPCN or your written request for a public hearing should be sent to the Secretary of the Delaware Public Service Commission at the address shown below. Any written notice sent to the Commission must include the description of the service area referred to above, your tax parcel identification number, and the name of the applicant for the CPCN so the Commission will be able to identify the CPCN application to which your notice is related.

Secretary  
Delaware Public Service Commission  
861 Silver Lake Boulevard  
Cannon Building  
Suite 100  
Dover, Delaware 19904

We appreciate your assistance with this matter; please feel free to contact me at 302-734-7500 Ext. 1017 with any questions.

Very truly yours,

A handwritten signature in dark ink, appearing to read "W. Michael Newnam". The signature is fluid and cursive, with the first name "W." and last name "Newnam" clearly distinguishable.

W. Michael Newnam  
CPCN Coordinator

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Wendellale Farms  
Jennifer Pulcinella  
831 Barnnah Rd  
Leues, DE 19958

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*J. Pulcinella*

☐ Agent  
☐ Addressee

B. Received by (Printed Name)

*Jennifer Pulcinella*

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

FEB 19958

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number 7005 3110 0000 5447 5541  
(Transfer from service label)

PS Form 3811, February 2004 Domestic Return Receipt

102595-02-M-1540

**U.S. Postal Service<sup>TM</sup>**  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
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**OFFICIAL USE**

Postage	\$ 39
Certified Fee	210
Return Receipt Fee (Endorsement Required)	185
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 464

Sent To

Wendellale Farms - Jennifer Pulcinella  
Street, Apt. No. 831 Barnnah Rd  
or PO Box No. 831 Barnnah Rd  
City, State, ZIP+4 Leues, DE 19958

JAN 30 2007

Postmark Here

LEUES, DE 19958

7005 3110 0000 5447 5541

# EXHIBIT C

### Exhibit C

<u>Owner</u>	<u>Tax ID #</u>	<u>Acres</u>
Wandendale Farms, Inc.	234-7.00-127.00	30.50
c/o Jennifer Pulcinella	234-6.00-82.00	15.50
821 Savannah Road		
Lewes, DE 19958		

No PLUS Project

MAPS

SEE

ORIGINALS

IN DOCKET